

PATENT COOPERATION TREATY
PCT
INTERNATIONAL SEARCH REPORT
(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference 9577-59 KAM	FOR FURTHER ACTION <div style="text-align: right; font-size: small;">see Form PCT/ISA/220 as well as, where applicable, item 5 below</div>	
International application No. PCT/CA2007/000540	International filing date (<i>day/month/year</i>) 03 April 2007 (03-04-2007)	(Earliest) Priority date (<i>day/month/year</i>) 03 April 2006 (03-04-2006)
Applicant ODIDI, ISA ET AL		

This international search report has been prepared by this International Searching Authority and is transmitted to the applicant according to Article 18. A copy is being transmitted to the International Bureau.

This international search report consists of a total of 6 sheets.

☒ It is also accompanied by a copy of each prior art document cited in this report.

1. Basis of the report

a. With regard to the language, the international search was carried out on the basis of:

☒ the international application in the language in which it was filed

☐ a translation of the international application into _____, which is the language of a translation furnished for the purposes of international search (Rules 12.3(a) and 23.1(b))

b. ☐ This international search report has been established taking into account the rectification of an obvious mistake authorized by or notified to this Authority under Rule 91 (Rule 43.6bis(a)).

c. ☐ With regard to any nucleotide and/or amino acid sequence disclosed in the international application, see Box No. I

2. ☒ Certain claims were found unsearchable (see Box No. II)

3. ☐ Unity of invention is lacking (see Box No. III)

4. With regard to the title,

☒ the text is approved as submitted by the applicant

☐ the text has been established by this Authority to read as follows :

5. With regard to the abstract,

☒ the text is approved as submitted by the applicant

☐ the text has been established, according to Rule 38.2, by this Authority as it appears in Box No. IV. The applicant may, within one month from the date of mailing of this international search report, submit comments to this Authority

6. With regard to the drawings,

a. the figure of the drawings to be published with the abstract is Figure No. 1

☒ as suggested by the applicant

☐ as selected by this Authority, because the applicant failed to suggest a figure

☐ as selected by this Authority, because this figure better characterizes the invention

b. ☐ none of the figures is to be published with the abstract

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Box No. II Observations where certain claims were found unsearchable (Continuation of item 2 of the first sheet)

This international search report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons :

1. ☒ Claim Nos. : 39 and 42-45
because they relate to subject matter not required to be searched by this Authority, namely :

Claims 39 and 42-45, directed to a method for treatment of the human or animal body by surgery or therapy which the International Search Authority is not required to search (PCT Rule 39.1 (iv)). Regardless, this Authority has carried out a search based on the alleged effect(s) or purpose(s)/use(s) of the product defined.
2. ☐ Claim Nos. :
because they relate to parts of the international application that do not comply with the prescribed requirements to such an extent that no meaningful international search can be carried out, specifically :
3. ☐ Claim Nos. :
because they are dependant claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).

Box No. III Observations where unity of invention is lacking (Continuation of item 3 of first sheet)

This International Searching Authority found multiple inventions in this international application, as follows :

1. ☐ As all required additional search fees were timely paid by the applicant, this international search report covers all searchable claims.
2. ☐ As all searchable claims could be searched without effort justifying additional fees, this Authority did not invite payment of additional fees.
3. ☐ As only some of the required additional search fees were timely paid by the applicant, this international search report covers only those claims for which fees were paid, specifically claim Nos. :
4. ☐ No required additional search fees were timely paid by the applicant. Consequently, this international search report is restricted to the invention first mentioned in the claims; it is covered by claim Nos. :

Remark on Protest ☐ The additional search fees were accompanied by the applicant's protest and, where applicable, the payment of a protest fee.
☐ The additional search fees were accompanied by the applicant's protest but the applicable protest fee was not paid within the time limit specified in the invitation.
☐ No protest accompanied the payment of additional search fees.

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A. CLASSIFICATION OF SUBJECT MATTER
IPC: *A61K 31/137* (2006.01), *A61K 47/38* (2006.01), *A61K 9/16* (2006.01), *A61K 9/22* (2006.01),
A61K 9/36 (2006.01), *A61K 9/62* (2006.01), *A61P 25/00* (2006.01)
According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

IPC: *A61K 31/137* (2006.01), *A61K 47/38* (2006.01), *A61K 9/16* (2006.01), *A61K 9/22* (2006.01),
A61K 9/36 (2006.01), *A61K 9/62* (2006.01)

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic database(s) consulted during the international search (name of database(s) and, where practicable, search terms used)
DWPI/Delphion, Canadian Patent database - full text plus bibliography, Scopus, PubMed, Google™ Scholar
venlafaxine, extended release, drug, core, coating, diluent, glidant, lubricant, microcrystalline cellulose, lactose, silicon dioxide, hydroxyethyl
cellulose and Eudragit™.

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
P, X P, Y	WO 2006/130843 A1 (BIOVAIL LABORATORIES INTERNATIONAL S.R.L.) 07 December 2006 (07-12-2006) see the whole document	1-13, 16-34 and 38-52 14-15, 35-37 and 53-55
P, Y	WO 2007/016315 A2 (DR. REDDY'S LABRATORIES LTD.) 08 February 2007 (08-02-2007) see the whole document	1-55
X Y	WO 2005/074895 A1 (ALEMBIC LIMITED) 18 August 2005 (18-08-2005) see page 5, line 21 to page 7, line 8, page 7, lines 28-32, page 8, lines 7-27, page 10, lines 11-14 & 21-23, examples, Figure 1 and claims.	1-13, 15, 18-25, 27-28, 34-35, 37-53 and 55 14, 16-17, 26, 29-33, 36 and 54
Y	WO 2005/013953 A1 (SYNTHON B.V.) 17 February 2005 (17-02-2005) see page 2, line 18 to page 3, line 6, page 4, lines 3-11 & 17-22, page 5, lines 13- 23, page 7, lines 7-9, page 12, lines 4-9, page 13, lines 3-4 & 9-10, page 14, line 22 to page 15, line 5, and examples.	1-55

☒ Further documents are listed in the continuation of Box C.

☒ See patent family annex.

* Special categories of cited documents :	"T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
"A" document defining the general state of the art which is not considered to be of particular relevance	"X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
"E" earlier application or patent but published on or after the international filing date	"Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art
"L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)	"&" document member of the same patent family
"O" document referring to an oral disclosure, use, exhibition or other means	
"P" document published prior to the international filing date but later than the priority date claimed	

Date of the actual completion of the international search

07 June 2007 (07-06-2007)

Date of mailing of the international search report

23 July 2007 (23-07-2007)

Name and mailing address of the ISA/CA
Canadian Intellectual Property Office
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Gatineau, Quebec K1A 0C9
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C (Continuation). DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
Y	WO 2004/096186 A1 (DEXCEL LTD.) 11 November 2004 (11-11-2004) see page 8, lines 17-31, page 9, line 18 to page 10, line 29.	1-55
Y	WO 97/17947 A1 (EDWARD MENDELL CO., INC) 22 May 1997 (22-05-1997) see page 2, lines 2-20, page 5, lines 2-8, page 7, lines 13-18, page 11, lines 16-22, pages 13-19, page 22, lines 4-11, page 23, lines 18-29, page 24, lines 1-15, examples and claims.	1-55
A	WO 2004/037226 A2 (DEXCEL PHARMA TECHNOLOGIES LTD.) 06 May 2004 (06-05-2004)	
A	WO 2005/013954 A1 (SYNTHON B.V.) 17 February 2005 (17-02-2005)	
A	WO 2005/009414 A1 (PHARMATHEN S.A.) 03 February 2005 (03-02-2005)	
A	WO 03/055475 A1 (LEK PHARMACEUTICAL AND CHEMICAL COMPANY D.D.) 10 July 2003 (10-07-2003)	

INTERNATIONAL SEARCH REPORT
Information on patent family members

International application No.
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Patent Document Cited in Search Report	Publication Date	Patent Family Member(s)	Publication Date
WO 2006130843A1	07-12-2006	CA 2509124A1 CA 2510119A1 US 2007098797A1	02-12-2006 02-12-2006 03-05-2007
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WO 2005074895A1	18-08-2005	AU 2004315136A1 BR PI0418283A CA 2555295A1 EP 1711169A1 EP 1711169B1 KR 20070000439A NO 20063809A US 2005169985A1	18-08-2005 02-05-2007 18-08-2005 18-10-2006 09-05-2007 02-01-2007 25-08-2006 04-08-2005
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WO 2004037226A2	06-05-2004	AU 2003274655A1 AU 2003274655A8 CA 2503380A1 EP 1558222A2 IL 158493D0 US 6703044B1 US 2006057204A1	13-05-2004 13-05-2004 06-05-2004 03-08-2005 12-05-2004 09-03-2004 16-03-2006

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